

1 STEPHAN C. VOLKER, SBN 63093  
 2 JOSHUA A.H. HARRIS, SBN 226898  
 3 LAW OFFICES OF STEPHAN C. VOLKER  
 4 436 – 14<sup>th</sup> Street, Suite 1300  
 5 Oakland, CA 94612  
 Telephone: (510) 496-0600  
 Facsimile: (510) 496-1366

5 Attorneys for Plaintiffs  
 6 CALifornians for Renewable Energy and Stephan C. Volker

7 **UNITED STATES DISTRICT COURT**  
 8 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 9 **SAN FRANCISCO DIVISION**

11 CALifornians for Renewable Energy, a  
 12 California non-profit public benefit  
 13 corporation representing California  
 14 consumers and its counsel, Stephan C.  
 Volker,

15 Plaintiffs,

16 vs.

17 California Public Utilities Commission,

18 Defendant.

Case No. C08-01954-JL

**STIPULATION TO EXTEND TIME  
 FOR (1) BRIEFING AND HEARING  
 ON THE CALIFORNIA PUBLIC  
 UTILITIES COMMISSION'S  
 MOTION TO DISMISS, (2) INITIAL  
 DISCLOSURES AND DISCOVERY  
 PLAN, (3) ADR PROCESS, AND (4)  
 CASE MANAGEMENT  
 CONFERENCE DEADLINES**

**AND**

**[PROPOSED] ORDER THEREON**

**[Local Rule 6-1(b)]**

23 Pursuant to Local Rule 6-1(b), Plaintiffs CALifornians for Renewable Energy, and  
 24 Stephan C. Volker, and Defendant California Public Utilities Commission ("CPUC") hereby  
 25 stipulate that the time for filing plaintiffs' opposition to the motion of the CPUC to dismiss  
 26 the action shall be extended from June 11, 2008 to July 16, 2008, that the time for filing the

1 CPUC's reply to plaintiffs' opposition to the CPUC's motion to dismiss shall be extended  
2 from June 18, 2008 to July 30, 2008, and that the hearing on the CPUC's motion to dismiss  
3 shall be continued from July 2, 2008 to August 13, 2008 at 9:30 a.m. before the Hon. James  
4 Larson of the United States District Court.

5 It is further stipulated that the deadline for the parties to meet and confer regarding  
6 initial disclosures, early settlement, Alternative Dispute Resolution ("ADR") process  
7 selection and discovery plan, and to file the parties' Joint ADR Certification with stipulation  
8 to ADR process or notice of need for ADR phone conference, shall be extended from July 2,  
9 2008 to August 27, 2008, in order to accommodate the extended hearing and briefing  
10 schedule on the CPUC's motion to dismiss.

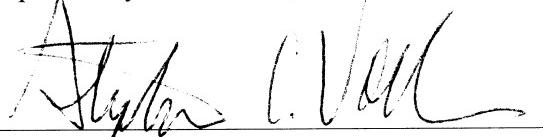
11 It is further stipulated that the deadline for the parties to file their Rule 26(f) Report,  
12 complete initial disclosures or state objections to the Rule 26(f) Report and to file their Case  
13 Management Statements per Standing Order re Contents of Joint Case Management  
14 Statement, shall be continued from July 16, 2008 to September 25, 2008, likewise to  
15 accommodate the parties' agreement to extend the time for briefing and hearing on the  
16 CPUC's motion to dismiss.

17 It is further stipulated that the Initial Case Management Conference shall be  
18 continued from July 23, 2008 to October 1, 2008, likewise to accommodate the parties'  
19 agreement to extend the deadlines for briefing and hearing of the CPUC's motion to  
20 dismiss.

Pursuant to section X of Northern District of California General Order 45,  
undersigned counsel for plaintiffs attests that the concurrence in the filing of this document  
was obtained from Mr. Darwin E. Farrar, counsel for defendant CPUC, on June 4, 2008.

DATED: June 4, 2008

Respectfully submitted,



STEPHAN C. VOLKER  
LAW OFFICES OF STEPHAN C. VOLKER  
436 14<sup>th</sup> Street, Suite 1300  
Oakland, CA 94612  
Attorney for Plaintiffs Californians for Renewable  
Energy, et al.

/s/ Darwin E. Farrar \_\_\_\_\_

DARWIN E. FARRAR  
LIONEL B. WILSON  
HELEN W. YEE  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102

**[PROPOSED] ORDER**

IT IS SO ORDERED.

DATED: \_\_\_\_\_, 2008

\_\_\_\_\_  
JAMES L. LARSON  
U.S. MAGISTRATE – JUDGE

## PROOF OF SERVICE

I am a citizen of the United States, over 18 years of age, employed in the City and County of San Francisco, and not a party to the subject cause. My business address is the Law Offices of Stephan C. Volker, 436 – 14<sup>th</sup> Street, Suite 1300, Oakland, California 94612.

On June 5, 2008, I served the STIPULATION TO EXTEND TIME FOR (1) BRIEFING AND HEARING ON THE CALIFORNIA PUBLIC UTILITIES COMMISSION'S MOTION TO DISMISS, (2) INITIAL DISCLOSURES AND DISCOVERY PLAN, (3) ADR PROCESS, AND (4) CASE MANAGEMENT CONFERENCE DEADLINES AND [PROPOSED] ORDER THEREON on the parties to this action, Case No. C08-01954-JL by mailing by first-class a copy thereof properly addressed to the following party:

Lionel B. Wilson  
Helen W. Yee  
Darwin E. Farrar  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 5, 2008, at Oakland, California.

Teddy Ann Fuss